## DOCKET FILE COPY ORIGINAL

Federal Communications Commission Washington, D.C. 20554

Print Name

DAvid. D. Smith

# BROADCAST STATION ANNUAL EMPLOYMENT REPORT 1992

Approved by OMB 3060-0390

Expires 9/30/93 (For FCC Use Only) SECTION I Code No. B. Address A. Name of Licensee or Permittee 2000 West 41st St. Sinclair Broadcast Group Baltimore, MD 21211 SECTION II A. TYPE OF RESPONDENT (check ONLY one) NONCOMMERCIAL BROADCAST STATION HEADQUARTERS COMMERCIAL BROADCAST STATION на хх TV ER I AM Educational AM or FM Radio FΜ FM Low Power TV ΕT Educational TV Combined AM & FM International in same area (must file MAY - 8 1992 a combined report) B. List call letters and location(s) of included stations. AM station is to be listed first in a combine field station from the combine field station is so be listed first in a combine field station is so be listed first in a combine field station is so be listed first in a combine field station is so be listed first in a combine field station is so be listed first in a combine field station is so be listed first in a combine field station is so be listed first in a combine field station is so be listed first in a combine field station is so be listed first in a combine field station is so be listed first in a combine field station is so be listed first in a combine field station is so be listed first in a combine field station is so be listed first in a combine field station is so be listed first in a combine field station is so be listed first in a combine field station is so be listed first in a combine field station is so be listed first in a combine field station is so be listed first in a combine field station in a combine field station is so be listed first in a combine field station in a combine field station is so be listed first in a combine field station in a combine field statio Office of the Secretary call letters for each station if changed since last 395-B report. CURRENT CALL LETTERS LOCATION(S) FORMER CALL LETTERS WBFF (TV) BALTIMORE, MD. WTTE COLUMBUS, OH. WPGH PITTSBURGH, PA WIIB (TV) BLOOMINGTON, IN. WTTA ST. PETERSBURG, FL. SECTION IN 3/7/92 -3/22/92 A. PAY PERIOD COVERED BY THIS REPORT (DATE) B. CHECK APPLICABLE BOX Fewer than five full-time employees during the selected payroll period (Complete page one only and certification statement and return to FCC) Five or more full-time employees during selected payroll period (Complete all sections of form and certification statement and return to FCC) This report must be certified, as follows: (a) By lightness, if an individual; (b) By a partner, if a partnership (general partner, if a limited partnership); (c) By an officer, if a corporation or an association of the licensee, in case of physical disability or absence from the United States of the licensee. O chet Pro. WILLFUL FALSE STATEMENTS MADE ON THIS FORM ARE PUNISHABLE BY FINE AND/OR EMPRISONMENT (U.S. CODE, TITLE 18, SECTION 1601), AND/OR REVOCATION OF ANY STATION LICENSE OR CONSTRUCTION PERMIT (U.S. CODE, TITLE 47, SECTION 3126X19, AND/OR FORFEITUNE ILLE. CODE, TITLE 47, SECTION TOSI. I certify to the best of red knowledge, information and builter, all statements contained in this report are true and correct. President

467-4545

Telephone No. (410)

10 4-29-92

Federal (	Communications Commission
	94 Eshibit No. 42
Presented by	crippo Howard
	[ identified 9/12/94
Disposition	Received 9/12/94
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Reporter	n Multy
Date 9/12	94

## SECTION V - EMPLOYEE DATA

	FULL-TIME PAID EMPLOYEE DATA			MALE					FEMALE		
JOB CATEGORIES	TOTAL	WHITE (NOT HISPANIC)	BLACK (NOT HISPANIC)	HISPANIC	ASIAN OR PACIFIC ISLANDER	AMERICAN INDIAN, ALASKAN NATIVE	WHITE (NOT HISPANIC)	BLACK (NOT HISPANIC)	HISPANIC	ASIAN OR PACIFIC ISLANDER	AMERICAN INDIAN, ALASKAN NATIVE
	(a-j)	(2)	(b)	(c)	⟨₫	(0)	(f)	(g)	( <b>n</b> )	(i)	()
OFFICIALS & MANAGERS	5	5									-
PROFESSIONALS	3	1					2				
TECHNICIANS											
SALES WORKERS	2						2				
OFFICE & CLERICAL											
CRAFT WORKERS											
OPERATIVES (SEMI-SKILLED)						,					i
LABORERS (UNSKILLED)											
SERVICE WORKERS											
TOTAL	10	6					4				

PART-TIME PA EMPLOYEE DAT			_	MALE			l		FEMALE		
JOB CATEGORIES	TOTAL	WHITE (NOT HISPANIC)	BLACK (NOT HISPANIC)	HISPANIC (c)	ASIAN OR PACIFIC ISLANDER	AMERICAN INDIAN, ALASKAN NATIVE (e)	WHITE (NOT HISPANIC)	BLACK (NOT HISPANIC)	H:SPANIC	ASIAN OR PACIFIC ISLANDER (i)	AMERICA INDIAN, ALASKAN NATIVE ()
OFFICIALS & MANAGERS											
PROFESSIONALS	1						1				
TECHNICIANS					[						
SALES WORKERS											
OFFICE & CLERICAL											
CRAFT WORKERS (SKILLED)											
OPERATIVES (SEMI-SKILLED)							·				
LABORERS (UNSKILLED)											
SERVICE WORKERS											
TOTAL	1						1				

#### **BROADCAST STATION**

Approved by 2008 3050-0330

Expires 3/30 53

David D. Smith

ANNUAL EMPLOYMENT REPORDOMET FILE COPY ORIGINAL

			(FOR FCC Use Unity)
SECTION !			Code No. 52
A. Name of Licensee or Perm	ittee	B. Address	
SINCLAIR BROAD	CAST GROUP	2000 W. 41st Stree Baltimore, MD 212	• •
SECTION II A. TYPE OF RESPONDENT (che	ck ONLY ane)		
COMMERCIAL BROAD	CAST STATION	NONCOMMERCIAL BROADCAST ST	ATION HEADQUARTERS
AM AM	τν 🔲 τν 🛚 Ε	R Educational AM or FM Rad	
FM FM	LP Low Power TV E	T Educational TV	RECEIVED
AF Combined AM & FM in same area (must file	IN International		MAY 27 1993
a combined report)			TEUEN, L. C. GUIRDATIONS COMMISS
	s) of included stations, AM station is if changed since last 395-B report		
CURRENT CALL LETTERS	LOCATIONS	)	FORMER CALL LETTERS
WBFF (TV)	Baltimore, MD		
WTTE	Columbus, OH		
WIIB (TV)	Pittsburgh, PA Bloomington, IN		
WTTA	St. Petersburg, PA		
TION III	REPORT (CATE)	3/7/92-3/22/92	
HECK APPLICABLE BOX			
Fewer than five full-time statement and return to it	e employees during the selected pay FCC)	rall period (Complete page one	only and certification
Five or more full-time e	employees during selected payroll per FCC)	riod (Complete all sections of f	form and certification
CTION IV CERTIFICATION			
	follows: (a) By licensee, if an individ		
•	officer, if a corporation or an asso	and the state of t	f the licensee, in case
physical dissumity of absence	TOTAL TITLE CHARGE STORES OF THE POORSE	The same of the sa	
'LE 18, SECTION 1001), AND	ADE ON THIS FORM AND PUNISHAD OF REVOCATION OF ANY STATION	N LICENSE OR CONSTRUCTION	
"LE 47, SECTION 312(a)(1), A	HD/OR FORFEITURE (U.S. CODE, TI	ree 47, SECTION 503).	

etion and belief, all statements contained in this report are true and correct.

5/14/93

President

Telephone No. (410 ) 467-4545

· · · · · · · · · · · · · · · · · · ·	
	Communications Commission
Docher No. 93	3-94 Falls No. 43
Presented by	Journs Howard
Í	Identified 9/12/94
Disposition (	Received 9/12/94
	Rejected
Reponer P.	monulex
Date 9/17	-194

### SECTION Y - EMPLOYEE DATA

A. FULL-TIME PA EMPLOYEE DA	EMPLOYEE DATA			MALE					FEMALE		
JOB CATEGORIES	TOTAL (a-y)	WHITE (NOT HISPANIC)	BLACK (NOT HISPANIC)	HISPANIC	ASIAN OR PACIFIC ISLANDER	AMERICAN INDIAN, ALASKAN NATIVE (e)	WHITE (NOT HISPANIC) (f)	BLACK (NOT HISPANIC)	HISPANIC	ASIAN OR PACIFIC ISLANDER	AMERICAN INDIAN, ALASKAN NATIVE
OFFICIALS &	6	5	(8)	(C)	,,,	(6)	1			.,,	()
PROFESSIONALS	3	1					2				
TECHNICIANS											
SALES WORKERS	1	1									
OFFICE & CLERICAL	2						2				<del></del>
CRAFT WORKERS											<del></del>
OPERATIVES (SEMI-SKILLED)											
LABORERS (UNSKILLED)											
SERVICE WORKER\$											<del></del>
TOTAL	12	7					5				

PART-TIME PA EMPLOYEE DAT				MALE			}		FEMALE		
JOB CATEGORIES	TOTAL	WHITE (NOT HISPANIC)	BLACK (NOT HISPANIC)	HISPANIC	ASIAN OR PACIFIC ISLANDER	AMERICAN INDIAN, ALASKAN NATIVE	WHITE (NOT HISPANIC)	BLACK (NOT HISPANIC)	HISPANIC	ASIAN OR PACIFIC ISLANDER	AMERICAL INDIAN, ALASKAN NATIVE ()
OFFICIALS & MANAGERS											
PROFESSIONALS									·		
TECHNICIANS		]									
SALES WORKERS											
OFFICE & CLERICAL											
CRAFT WORKERS (SKILLED)											
OPERATIVES (SEMI-SKILLED)				2.4							
LABORERS (UNSKILLED)						Y					
SERVICE WORKERS						. 4					
TOTAL											

Federal Communications Commission washington, D.C. 20554

#### BROADCAST STATION DOCKET FILE COPY ORIGINAL Approved by CMB

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	ANNUAL EMPLOY	MENT REPORT 1994	Expires 1
			(For FCC Use Only)
CTION I			Code No. 2/7.
Name of Licensee or Permi		B. Address 2000 W. 41ST STRE BALTIMORE, MD 2	
CTION II TYPE OF RESPONDENT (chec	ak CNR V aga)		
COMMERCIAL BROAD		NONCOMMERCIAL EPOADCAST STA	ITION HEADQUARTERS
☐ AM		ER Educational AM or FM Radi	<b>.</b> на 🔯
FM	LP Low Power TV	ET Educational TV	RECEIVE
Combined AM & FM in same area (must file	IN International		MAY 2 7 1994
a combined report)			
	s) of included stations, AM station if changed since tast 395-8 repo		FEDERAL COMMUNICATIONS OF TRESCRIPTIONS OF THE SECRET
CURRENT CALL LETTERS	LOCATION	(S)	FORMER CALL LETTERS
WBFF (TV) WTTE WPGH	BALTIMORE, MD COLUMBUS, OH PITTSBURGH, PA		. •
ON III PERIOD COVERED BY THIS	REPORT (DATE)	3/7/94-3/22/94	
CK APPLICABLE BOX			
TA AFFERDABLE BOX			
Fewer than five full-time statement and return to f	employees during the selected p FCC)	ayroll period (Complete page one	only and certification
Five or more full-time	May .		
statement and return to	employees during selected payroll r FCC)	2. Asc.) and sunder many interference	om and certification
ION IV CERTFICATION	Mary and the second	The state of the s	•
report must be certified, as	follows: (a) By licensee, if an indi	vidual; (10)/(19) (a partner, if a partner is sociation; or (d) By an attorney of	rship (general partner, "the Hoensee, in case
mited partnership); (c) By an	officer, if a corporation or an as		
imited partnership); (c) By an	officer, if a comporation or an as from the United States of the licer		
mited partnership); (c) By an lysical disability or absence		No. of the second of the secon	maga o grant
mited partnership); (c) By an hysical disability or absence : FUL FALSE STATEMENTS N 18, SECTION 1001), AND	from the United States of the licer	HABLE BY FINE AND/OR IMPRISO ON LICENSE OR CONSTRUCTION	nment (U.S. CODE,
mited partnership); (c) By an hysical disability or absence: FUL FALSE STATEMENTS N.: 18, SECTION 1001), AND, 47, SECTION 312(a)(1), A.	from the United States of the licer MADE ON THIS FORM ARE PUNISH OR REVOCATION OF ANY STATE	HABLE BY FINE AND/OR IMPRISO ON LICENSE OR CONSTRUCTION TITLE 47, SECTION 503).	NMENT (U.S. CODE, PERMIT (U.S. CODE,

Date 5/13/94

Telephone No. (410) 467 45-5

Federal	Communications Commission
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resented by	eupps doward
	( Identified 9/12/94
Disposition	Received 9/12/94
	Rejected
Reporter (2)	m Chilly
Date	194

# SECTION V - EMPLOYEE DATA

. FULL-TIME PA EMPLOYEE DAT				∿'ALE			FEMALE				
UCB CATEGORIES	TOTAL Cany	WHITE (NOT HISPANIC)	SLACK NOT - SPANIC) 'b)	# (\$P 4N.C)	40,4%,0° %40,5° 0,4%05°	Lines Dan No Lin ALASMAN NATURE	AH (15 NOT) HISPAN OT	8140K NDT HISPANID	- 324% g	ASIAN CR PAC FIG ISLANDER	A1159 () A1 100 (A1) 204 (X AN) 104 (X AN)
OFFICIALS & MANAGERS	5	5									
PROFESSIONALS	4	1					3				
TECHNICIANS											
SALES WORKERS	1	1			_						
CFFICE &	1				_		1				
CRAFT WORKERS											
OPERATIVES (SEMI-SKILLED)											-
LABORERS (UNSKILLED)											
SERVICE WORKERS											
TOTAL	11	7					4				

PART-TIME PARTICIPATE DATE				MALE					FEWALE		-
UCB CATEGORIES	-C-AL (a-)	(a) HISP 711 3. (NO.1 MHILLE	SLACK INOT -ISPANIC) (b)	#1\$P##10	23,2%, 00° 220° 10° 822%, 08°	AMERICAN NO AN ALASKAN NATUE	WHITE (NOT HISPAN C	81404 NOT H 894N 0	7:3849 C	48:4N 03 240:F10 -814N082	41/57/04 NO 44 41/43/44 NATIVE
OFFICIALS &											
PROFESSIONALS											
TECHNICIANS											
SALES WORKERS											
OFFICE &											
CRAFT WORKERS											
OPERATIVES (SEMI-SKILLED)							7.	•			
LABORERS (UNSKILLED)	,						100				
SERVICE WORKERS											
TOTAL											

# DOCKET FILE COPY ORIGINAL

# DECLARATION OF DAVID D. SMITH

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Febru Committee Commission	
The party of the p	3-94 FAM No. 45
Presented by Scripps Howard	
	(Marked 9/12/94
<b>Disposition</b>	Received 9/12/94
-	Rejected
Range D.	me nultis
Date 9/12	lau

#### DECLARATION

- I, David D. Smith, hereby state under penalty of perjury, as follows:
- 1. I am President, Director and 25% shareholder of Four Jacks Broadcasting, Inc. ("Four Jacks"). I am providing this Declaration in support of Four Jacks' Motion for Summary Decision.
- 2. I am also President, Director and 25% owner of Sinclair Broadcast Group, Inc. ("Sinclair"). Through various subsidiaries, Sinclair owns and operates three Fox affiliated independent UHF television stations, one of which is Station WBFF(TV), Baltimore, Maryland.
- 3. In the FCC Form 301 application and in Four Jacks' Integration and Diversification Statement, the principals of Four Jacks proposed to divest, in a manner which will be in compliance with Section 73.3555 of the Commission's Rules and Regulations, all of our interests in and sever all connections with WBFF(TV). The diversification statement did not state that we would divest our interests in Sinclair. Nor can the diversification statement be reasonably interpreted to suggest that we would divest our interests in Sinclair since Sinclair owns two other stations.

  Moreover, in our direct case testimony in this proceeding, my brothers Robert & Frederick and I each detailed how we would accommodate our positions at Sinclair with our commitments to participate full-time in the management of Four Jacks' proposed station. We would not have done so had we intended to resign from Sinclair.

- 4. The Memorandum Opinion and Order adding the issues against Four Jacks suggests that my brothers and I are "employees" of Sinclair. We are officers, directors and owners of Sinclair. As the amended SEC Registration Statement and Prospectus make clear, none of us of has an employment agreement with Sinclair. Sinclair is a holding company which receives a certain percentage of the total revenue of the companies it owns. We receive compensation based on that revenue.
- I am currently involved with Sinclair in the capacity 5. of an executive officer and director and have full authority to control my own hours of involvement at the company and what I do for the company. I have never stated to potential investors in Sinclair that I would remain with Sinclair on a fulltime basis. Neither the amended SEC Registration Statement nor the Prospectus makes that representation. Rather, they clearly reflect my commitment to serve as General Manager of Four Jacks' proposed facility on a full-time basis (40 or more hours) per week. Moreover, none of the versions of the S-1 or Prospectus state to investors that I or my brothers will remain with Sinclair. In fact, the opposite is the case in view of the risk factors repeatedly noted in the filings. The risk factors include representations that Sinclair's officers may have other interests in entities which compete with Sinclair's interests. All versions put investors on notice of the risk that we may not remain with Sinclair.
- 6. I have stated that in the event of a grant of Four Jacks' application, to fulfill my integration commitment, I will resign from my then-current employment and will limit or

terminate any other activities that might interfere with my integration commitment. By virtue of the nature of my relationship with Sinclair, the words "then-current employment" did not refer to my ownership or executive position in Sinclair but rather to any future employment or consulting contracts that I might have at the time that the Four Jacks application is granted and to my current full-time presence at WBFF(TV). I can easily limit and/or terminate my activities for Sinclair, while remaining an owner and officer, to accommodate my full-time integration proposal since I have the authority to do so.

- 7. The language in the amended S-1 and the Prospectus that is referred to in the Memorandum Opinion and Order reflects what has been the intention of Robert, Frederick and me at all times during the course of this proceeding. We believe that our filings with the FCC made that intention clear.
- 8. The Memorandum Opinion and Order also infers at para. 9 that there might be some type of "trust arrangement or some other equally effective remedy that would functionally equate with 'resigning' from positions and responsibilities of employment with Sinclair." I have no idea where this idea springs from because our stated intention all along has been to divest Channel 45 in a manner found acceptable by the Commission. Neither I nor my brothers have ever discussed anything of this sort.
- 9. I am committed, and have always been committed, to my full-time integration proposal in the Four Jacks proceeding as I have demonstrated to the FCC and the SEC and I have never intended to make any misrepresentations or to lack candor in this regard.

Executed this 28th day of February 1994.